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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JACKIE L. HIGH, et al.,

) Case No. 3:11-CV-05478-EMC

Plaintiffs,

) CLASS ACTION

) vs.

13 THE CHOICE MANUFACTURING
14 COMPANY, INC., et al.,

) NOTICE OF VOLUNTARY DISMISSAL
15) WITH PREJUDICE PURSUANT TO FED. R.
16) CIV. P. 41(a)(1)(A)(i) AS TO ALL
17) REMAINING DEFENDANTS: MEPCO
18) FINANCE CORPORATION,
19) INDEPENDENT BANK CORPORATION,
20) DARAIN ATKINSON AND CORY
21) ATKINSON

Defendants.

1 **NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE AS TO ALL REMAINING**

2 **DEFENDANTS**

3 **NOTICE IS HEREBY GIVEN** that plaintiffs JACKIE L. HIGH, TRAVIS PEAVY, and
4 LORETTA ALVA, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), voluntarily
5 dismiss this action, with prejudice, as to defendants Mepco Finance Corporation, Independent
6 Bank Corporation, Darain Atkinson and Cory Atkinson (collectively, "Defendants").
7

8 In accordance with Federal Rule of Civil Procedure 41(a)(1)(A)(i), the Defendants being
9 dismissed have neither filed an answer nor a motion for summary judgment. Dismissal under
10 Federal Rule of Civil Procedure 41 is therefore appropriate.

11 With no defendants remaining in the pending matter, plaintiffs respectfully request the
12 Court vacate all pending deadlines, including the upcoming Case Management Conference
13 scheduled for September 18, 2012, at 9:30 a.m., and close the matter.
14

15 DATED: September 12, 2012

THE MEHDI FIRM

17 _____/s/
18 AZRA Z. MEHDI

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24 Counsel for Plaintiffs

25 IT IS SO ORDERED

26 Edward M. Chen
27 U.S. District Judge

28 IT IS SO ORDERED

Judge Edward M. Chen

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2012, I authorized the filing of the Notice of Voluntary Dismissal with Prejudice Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) as to All Remaining Defendants: Mepco Finance Corporation, Independent Bank Corporation, Darain Atkinson and Cory Atkinson, with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 12, 2012.

/S/